

## REMARKS

Claims 1-12, 14, 22-24, and 27 are pending. Claims 1, 7, 8, and 22 are the independent claims. In an Official Action dated Nov. 11, 2006, claims 1-3, 5, 7-11, 13, 14, 22-24, and 26 were rejected under 35 U.S.C. § 102(e). Claims 4, 6, 12, 15-21, 25, and 27 were rejected under 35 U.S.C. § 103(a). Applicants respectfully request reconsideration of the application in view of the amendments provided above. No new matter was added.

### **Rejection of Claims 1-3, 5, 7-11, 13, 14, 22-24, and 26 Under 35 U.S.C. § 102(e)**

Claims 1-3, 5, 7-11, 13, 14, 22-24, and 26 were rejected under 35 U.S.C. § 102(e) as allegedly anticipated by Roddy.

Roddy is directed to a “*method and system for analyzing fault and quantized operational data for automated diagnostics of locomotives.*” See title. As such, Roddy is not directed to automated testing of software on multiple computing platforms.

Independent claims 1, 7, 8, and 22 each generally require linking operating system information to a test failure, so that for example a viewer of test failure information in a GUI might click on a failure and get a list of all operating systems on which a test failed. Roddy is not directed to testing software on various computer platforms, and Roddy does not disclose or suggest maintaining such operating system information.

Claims 1, 7, 8, and 22 thus define over Roddy. Claim 13 is canceled rendering that rejection moot. Claims 2-3, 5, 9-11, 14, 23, and 24 depend from the respective independent claims and therefore define over Roddy for the same reason. Applicants have reviewed the various other references of record and find that the claims define over each of them, whether applied alone or in combination. Therefore withdrawal of the rejections under 35 U.S.C. § 102(e) is respectfully requested.

### **Rejection of Claims 4, 6, 12, 15-21, 25, and 27 Under 35 U.S.C. § 103(a)**

Claims 4, 6, 12, 15-21, 25, and 27 were rejected under 35 U.S.C. § 103(a) as allegedly obvious over Roddy in view of Snover (claims 4, 6, 12, 15-21, and 25) or Graichen (claim 27). Because independent claims 1, 7, 8, and 22 define over Roddy, as discussed above, and Snover or Graichen fail to cure the aforementioned deficiency of Roddy, as explained further

below, dependent claims 4, 6, 12, 15-21, 25, and 27 define over the combination of Roddy and Snover or Graichen. Withdrawal of the rejections under 35 U.S.C. § 103(a) is respectfully requested.

Snover is directed to “composition of error messages in an error message system based upon non-local contextual information.” See title. Snover generally contemplates a system for giving error messages to a computer user. Snover is not directed to testing software on various computer platforms, and does not disclose or suggest linking operating system information to a test failure as required by the independent claims.

Graichen is directed to a “*system, method and computer product for performing automated predictive reliability.*” See title. Graichen is directed to product testing, but not specifically to testing software on various computer platforms as contemplated by Applicants’ independent claims. Thus, while Graichen generally contemplates a data repository, a predictive reliability system, a statistical analysis component, simulation component, and computing unit, Graichen does not disclose or suggest linking operating system information to a test failure as required by the independent claims.

### **Conclusion**

Applicants respectfully request reconsideration of the application in view of these various amendments and remarks. Should any questions arise that can more easily be resolved by telephone, Applicants’ representative, Nathaniel Ari Long, can be reached at 206-332-1385.

Date: January 31, 2007

/Nathaniel Ari Long/  
Nathaniel Ari Long  
Registration No. 53,233

Woodcock Washburn LLP  
Cira Centre  
2929 Arch Street, 12th Floor  
Philadelphia, PA 19104-2891  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439